WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 6003

IN THE MATTER OF: Served October 3, 2000

Application of MADISON LIMOUSINE   )   Case No. AP-2000-64
SERVICE, INC., Trading as MADISON   )
LIMO, to Amend Certificate No. 132)

        By application accepted for filing July 25, 2000, Madison
Limousine Service, Inc., trading as Madison Limo, requests removal of
the 15-passenger seating capacity restriction in Certificate of
Authority No. 132. The application is unopposed.

        Under Article XI, Section 10(b), of the Compact, the Commission
may amend a certificate of authority upon application by the holder.
A carrier seeking expanded operating authority must show that it is
fit and that the proposed transportation is consistent with the public
interest.[1] The Commission may rely on a prior finding of financial
fitness unless sufficient evidence is presented that the prior finding
is no longer valid.[2] An applicant for expanded authority, however,
must offer current evidence of operational fitness and compliance
fitness.[3]

        According to the instant application, applicant proposes adding
five minibuses to its fleet. Applicant's proposed tariff contains
hourly rates and transfer rates. Applicant certifies it has access
to, is familiar with, and will comply with the Compact and the
Commission's rules and regulations thereunder. Accordingly, we find
that applicant has made a prima facie case of operational fitness and
compliance fitness.[4]

        There is no evidence in the record to indicate that our prior
finding of financial fitness is no longer valid.

        Based on the evidence in this record, the Commission finds that
the proposed transportation is consistent with the public interest and
that applicant is fit, willing, and able to perform the proposed
transportation properly, conform to the provisions of the Compact, and
conform to the rules, regulations, and requirements of the Commission.

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    [1] In re Priority One Servs., Inc., No. AP-96-41, Order No. 4900
(July 17, 1996).

    [2] Id.

    [3] Id.

    [4] See e.g., In re Megaheds, Inc., t/a Megaheds Transp., No. AP-00-23,
Order No. 5880 (May 11, 2000) (discussing vehicle description, proposed
tariff & compliance oath); In re Diamond Transp. Servs., Inc.,
No. AP-00-17, Order No. 5878 (May 11, 2000) (same).
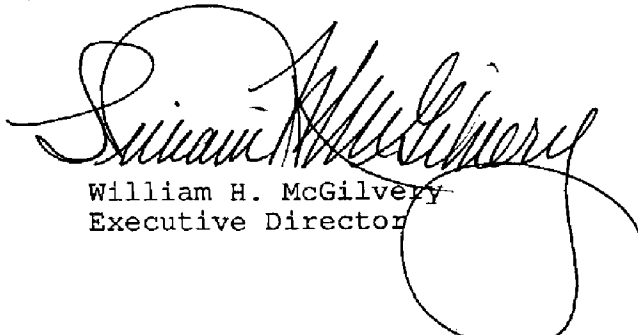
THEREFORE, IT IS ORDERED:

1. That upon applicant's timely compliance with the requirements of this order, Certificate of Authority No. 132 shall be reissued, as amended consistent with this order, to Madison Limousine Service, Inc., trading as Madison Limo, 7115 Leesburg Pike, Suite 100, Falls Church, VA 22043.

2. That applicant may not transport passengers for hire between points in the Metropolitan District pursuant to this order unless and until Certificate of Authority No. 132 has been reissued in accordance with the preceding paragraph.

3. That applicant is hereby directed to file the following documents within thirty days: (a) evidence of insurance pursuant to Commission Regulation No. 58 and Order No. 4203; (b) an original and four copies of a tariff or tariffs in accordance with Commission Regulation No. 55; (c) a vehicle list stating the year, make, model, serial number, fleet number, license plate number (with jurisdiction) and seating capacity of each vehicle to be used in revenue operations; (d) a copy of the vehicle registration card, and a lease as required by Commission Regulation No. 62 if applicant is not the registered owner, for each vehicle to be used in revenue operations; (e) proof of current safety inspection of said vehicle(s) by or on behalf of the United States Department of Transportation, the State of Maryland, the District of Columbia, or the Commonwealth of Virginia; and (f) a notarized affidavit of identification of vehicles pursuant to Commission Regulation No. 61.

4. That the approval of amendment herein shall be void and the application shall stand denied upon applicant's failure to timely satisfy the conditions of issuance prescribed herein.

BY DIRECTION OF THE COMMISSION; COMMISSIONERS ALEXANDER, LIGON, AND MILLER:

William H. McGilvery
Executive Director

2